IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL (Ldg.)NO. 217 OF 2006
IN
Chamber Summons No. 1223 of 2004
IN
NOTICE NO. 232/2004
IN
Execution Application No. 26/2004
IN
SUIT NO. 3389 /1990

ALLEN D'SILVA .. APPELLANT.

V/s.

PALATTY JOSEPH PETER & ANR. .. RESPONDENTS.

Mr. Viraj Tulzapurkar, Sr. Advocate with Ms. Alpana Ghone i/by DSK Legal for the Appellant.

Mr. Milind Vasudeo with Mr. Gaikwad i/by K.V. Tembe for the Respondents.

CORAM : DR. S. RADHAKRISHNAN &
S. J. VAZIFDAR, JJ.

DATED : 17TH APRIL, 2006

PC :

1. Heard learned counsel for the Appellant and Respondents.

2. By this Appeal, the Appellant is challenging the order dated 7th December, 2005 passed in Chamber Summons Nos. 1133/2004 and 1223/2004, whereby the learned Single Judge adjourned the aforesaid chambers summons for recording evidence. We do not find any error in the said

order. However, it is doubtful whether such an appeal is maintainable.

3. The appeal stands dismissed.

(Dr.S.Radhakrishnan,J)

17.4.2006

(S.J. Vazifdar, J)

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